

Notice of Allowability

Application No.

10/601,786

Examiner

Chirag G. Shah

Applicant(s)

HUNKELER, TERESA

Art Unit

2616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 8/30/07.
2. ☒ The allowed claim(s) is/are 1-19.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.


CHIRAG G. SHAH
PRIMARY PATENT EXAMINER

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR

1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert Leonard on 9/6/07.

The application has been amended as follows:

1. (Currently Amended) A method for determining thresholds for evaluating inter-system handovers in a wireless communication system, comprising the steps of:

determining a first quality level of a first digital duplexing type based on the threshold value for intra-system handover of the first digital duplexing type;

determining a second quality level of a second digital duplexing type based on the coverage report from a plurality of multi-mode wireless transmit/receive units (WTRUs); and

comparing the quality levels to determine whether to handover from the first digital duplexing type to the second duplexing type; and

initiating a handover from the first duplexing type to the second duplexing type if the first quality level is below a first threshold and the second quality level is above a second threshold.

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2. (Currently Amended) The method of claim 1, wherein a wireless transmit and receive unit being evaluated for handover is operating in the first digital duplexing type and the first quality level of the first digital duplexing type is determined by using primary channel signal levels.

3. (Currently Amended) The method of claim 2, wherein the second quality level of the second digital duplexing type is determined using secondary channel signal levels derived from an estimated quality of a non-used frequency.

6. (Currently Amended) The method of claim 1, wherein the first quality level of the first digital duplexing type is based on a received signal code power of a primary common control physical channel; and the second quality level of the second digital duplexing type is based on information provided by WTRUs regarding the extent of coverage of the second digital duplexing type.

19. (Currently Amended) A system for determining thresholds for evaluating inter-system handovers between a first duplexing type and a second duplexing type in a wireless communications system, the system comprising:

a plurality of multimode wireless transmit and receive units (WTRUs) capable of operating in both the first duplexing type and the second duplexing type;

a radio network controller (RNC), said RNC including

setting means for setting a first minimum quality level for the first duplexing type;

instructing means for instructing each of the plurality of WTRUs to report the extent of coverage of the second duplexing type; and

deciding means for deciding whether to handover a WTRU from the first duplexing type to the second duplexing type if the first minimum quality level for the first duplexing type is below a first threshold and a second minimum quality level for the second duplexing type is above a second threshold; and

at least one base station communicating between said plurality of WTRUs and said RNC.

Reasons For Allowance

2. The following is an examiner's statement of reasons for allowance: Prior Art fails to disclose determining a quality level of a second digital duplexing type based on the coverage report from a plurality of multi-mode wireless transmit/receive units and comparing the quality levels to determine whether to initiate handover from first duplexing type to the second duplexing type if the first minimum quality level is below the first threshold and the second minimum quality level is above the second threshold in combination with other limitations set forth in the respective claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chirag G. Shah whose telephone number is 571-272-3144. The examiner can normally be reached on M-F 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patel Jay can be reached on 571-272-2988. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

cgs
September 6, 2007



Chirag G. Shah
Primary Examiner, 2616

CHIRAG G. SHAH
PRIMARY PATENT EXAMINER